

STATEMENT CONCERNING COMMON OWNERSHIP

The present Application No. 10/766,761 and U.S. Patent No. 7,119,549 by Lee were, at the time the invention of Application No. 10/766,761 was made, owned by Rambus, Inc.

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REMARKS

In the Official Action mailed 26 June 2007, the Examiner reviewed claims 1-25. The Examiner has rejected claims 10 and 11 under 35 U.S.C. §112, second paragraph, and has rejected claims 1, 2, 19 and 20 under 35 U.S.C. §102(e). The Examiner has indicated that claims 3-9 and 21-25 would be allowable if rewritten in independent form. Claims 12-18 have been allowed.

Applicants have amended claims 1-3, 8-11, and 19-21. Claims 1-25, as amended, remain pending.

The rejections are respectfully traversed below, and reconsideration is requested.

Rejection of Claims 10 and 11 under 35 U.S.C. §112, second paragraph

The Examiner has rejected claims 10 and 11 under 35 U.S.C. §112, second paragraph; as being indefinite for failing to define particular terms. In particular, as stated by the Examiner, the term “drive timing point” as recited in claim 10 has not been defined, and the term “receive timing point” as recited in claim 11 has not been defined.

Applicant respectfully requests reconsideration. The terms “drive timing point” and “sample timing point” and in shortened versions “drive point” and “sample point” are used consistently throughout the specification and claims to refer to the point in time, or phase, at which a signal is driven on the signal line, or a signal is sampled on the signal line. See, paragraphs [0002], [0003], [0004], [0017], [0019], [0022]-[0032], [0048], [0052], [0070], [0086]-[0091], [0093], [0095], and [0097].

Accordingly reconsideration of the rejection of claims 10 and 11 as amended is respectfully requested.

Rejection of Claims 1, 2, 19 and 20 under 35 U.S.C. §102(e)

The Examiner has rejected claims 1, 2, 19 and 20 under 35 U.S.C. §102(e) as being anticipated by Lee (US 7119549).

Applicants have amended claims 1, 2, 19 and 20 to require that the parameter being calibrated is a timing parameter. Lee describes calibrating only voltage levels, and therefore does not anticipate the claims as amended.

As noted above, Lee was owned by the same assignee as that if the present application at the time of the present invention, and is therefore not available as prior art under 35 U.S.C. §103.

Accordingly, reconsideration of the rejection of claims 1, 2, 19 and 20 as amended is respectfully requested.

Allowable Subject Matter

Objections to Claims 3-9 and 21-25

The Examiner has objected to claims 3-9 and 21-25 as being dependent upon a rejected base claim, but has indicated that these claims would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. Applicant has amended claims 3 and 21 as suggested by the Examiner. Claims 4-9 depend from claim 3 as amended. Claims 22-25 depend from claim 21 as amended.

The Examiner has indicated that claims 12-18 are allowed. Such claims are not amended.

CONCLUSION

It is respectfully submitted that this application is now in condition for allowance.

The Commissioner is hereby authorized to charge any fee determined to be due in connection with this communication, or credit any overpayment, to our Deposit Account No. 50-0869 (RBUS 1309-1).

Respectfully submitted,

Date: 21 September 2007

/Mark A. Haynes/

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